



PATENT

#18  
T.D.

02/17/04

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 09/505,735 )

Attorney Docket No: MFCP.68276 )

Filed: February 16, 2000 )

Title: System and Method for  
Transferring Data Over a Network )

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OFFICE OF PETITIONS  
DEPUTY A/C PATENTSCERTIFICATE OF MAILING  
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Box Non-Fee Amendment, Washington, D.C. 20231

6/7/00  
Date  
SignatureAssistant Commissioner for Patents  
Washington, D.C. 20231**AMENDMENT, PETITION, AND FEE TO ADD NOT NAMED INVENTOR IN  
DECLARATION - NONPROVISIONAL APPLICATION**  
(37 C.F.R. § 1.48)

This amendment and petition is to correct the incorrect original naming of inventors in the declaration under 37 C.F.R. § 1.48(a). Please add the following previously unnamed person as an additional inventor on this application:

Brian J. Moore

Attached is:

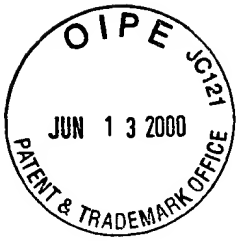
- a statement from Brian J. Moore that the error in inventorship occurred without deceptive intention on his part;
- a declaration by each of the inventors as required by 37 C.F.R. § 1.63; and
- written consent of the assignee with a copy of the original assignment and a copy of the newly executed assignment by Brian J. Moore.

Fee payment (37 C.F.R. § 1.17(i)) for \$130 is enclosed.

06/14/2000 SLUANG1 00000125 09505735

01 FC:122

130.00 OP



Respectfully submitted,

Michael J. Gross  
Reg. No. 35,528

Shook, Hardy & Bacon L.L.P.  
One Kansas City Place  
1200 Main Street  
Kansas City, MO 64105-2118  
Tel: (816) 474-6550  
Fax: (816) 421-5547

THE COMMISSIONER IS HEREBY AUTHORIZED TO  
CHARGE ANY ADDITIONAL AMOUNT REQUIRED,  
OR CREDIT ANY OVERPAYMENT, TO ACCOUNT  
NO. 19-2112. A DUPLICATE COPY OF THIS  
SHEET IS ENCLOSED.

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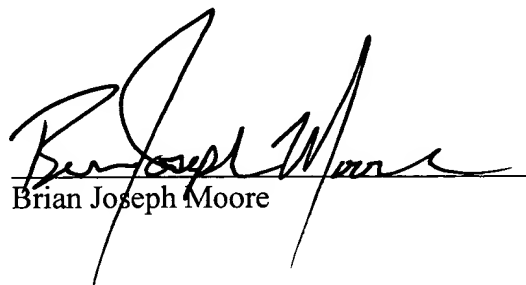
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INVENTOR STATEMENT

I, Brian Joseph Moore, am an inventor for the above referenced invention.  
My name is not on the original declaration required under 37 C.F.R. § 1.63 filed February  
16, 2000. This inventorship error occurred without deceptive intention.

Dated: 5 MAY 00

  
Brian Joseph Moore

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**SYSTEM AND METHOD FOR TRANSFERRING DATA OVER A NETWORK**

the specification of which: (complete (a), (b) or (c) for type of application)

**REGULAR OR DESIGN APPLICATION**

- (a) \_\_\_ is attached hereto.  
(b) x was filed on February 16, 2000 as Application Serial No. 09/505,735  
and was amended on \_\_\_\_\_ (if applicable).

**PCT FILED APPLICATION ENTERING NATIONAL PHASE**

- (c) \_\_\_ was described and claimed in international Application No. \_\_\_\_\_ filed \_\_\_\_\_  
and as amended on \_\_\_\_\_ (if any).

**ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I hereby acknowledge the duty to disclose information which is material to patentability as defined in Title 38, Code of Federal Regulations, § 1.56.

\_\_\_ In compliance with this duty there is attached an Information Disclosure Statement. 37 CFR 1.97.

**PRIORITY CLAIM**

I hereby claim foreign priority benefits under Title 35, United States Code § 119, of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

(complete (d) or (e))

- (d) x no such applications have been filed.  
(e) \_\_\_ such applications have been filed as follows:

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS PRIOR TO SAID APPLICATION**

Country	Application No.	Date of Filing	Date of Issue	Priority Claimed
				__ YES __ NO
				__ YES __ NO
				__ YES __ NO

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS PRIOR TO SAID APPLICATION**


I hereby claim the benefit under Title 35, United States Code, § 120, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this continuation-in-part application.

Application Serial No.	Filing Date	Status (patented, pending, abandoned)
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Application Serial No.	Filing Date	Status (patented, pending, abandoned)
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### POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

J. David Wharton	25,717	Joan Optican Herman	31,968	Richard R. Johnson	27,452
Michael B. Hurd	32,241	James H. Marsh, Jr.	24,533	William B. Kircher	22,481
Michael J. Gross	35,528	Daniel D. Crouse	32,022	Scott B. Strohm	42,172
Joseph B. Bowman	25,807	Patrick A. Lujin	35,260	Daniel W. Shinn	40,810
B. Trent Webb	40,865	Susan J. Wharton	41,524	Timothy Bickham	41,618
Clinton G. Newton	42,930	Devon A. Rolf	35,337	Katie E. Sako	32,628

#### SEND CORRESPONDENCE TO:

Patrick A. Lujin  
SHOOK, HARDY & BACON, L.L.P.  
One Kansas City Place  
1200 Main Street  
Kansas City, Missouri 64105-2118

#### DIRECT TELEPHONE CALLS TO:

(816) 474-6550

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Alessandro Muti

Inventor's Signature \_\_\_\_\_

Date \_\_\_\_\_ Country of Citizenship Italy

Residence 13110 167<sup>th</sup> Avenue, N.E., Redmond, Washington 98052

Post Office Address 13110 167<sup>th</sup> Avenue, N.E., Redmond, Washington, 98052

Full name of second joint inventor, if any Darshatkumar A. Shah

Inventor's Signature \_\_\_\_\_

Date \_\_\_\_\_ Country of Citizenship India

Residence 14717 NE 40<sup>th</sup> Place, Apt. #S912, Bellevue, Washington 98007

Post Office Address 14717 NE 40<sup>th</sup> Place, Apt. #S912, Bellevue, Washington 98007

Full name of second joint inventor, if any Brian Joseph Moore

Inventor's Signature Brian Joseph Moore

Date 03 MAY 00 Country of Citizenship USA

Residence 10220 161<sup>st</sup> Place N.E., Redmond, WA 98052

Post Office Address 10220/161<sup>st</sup> Place N.E., Redmond, WA 98052

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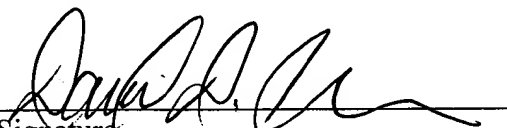
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ASSIGNEE CONSENT OF INVENTORSHIP CORRECTION

Microsoft Corporation hereby consents to the addition of Brian J. Moore as an additional co-inventor on the above named application.

Microsoft Corporation, a corporation of the State of Washington having a place of business at One Microsoft Way, Redmond, WA 98052 hereby states it is the assignee of the entire right, title, and interest in the above mentioned patent application by virtue of the assignment attached hereto.

The undersigned has authority to act on behalf of the assignee.

  
Signature

Dated: MAY 24, 2000

Daniel D. Crouse

Printed Name

Assistant Secretary

Title

## ASSIGNMENT

WHEREAS, we, Alessandro **Muti**, Darshatkumar A. **Shah** and Brian Joseph **Moore**, (hereinafter referred to as ASSIGNORS), having post office addresses of 13110 167<sup>th</sup> Avenue, NE, Redmond, WA 98052, 14717 NE 40<sup>th</sup> Place, Apt. #S912, Bellevue, WA 98007, and 10220 161<sup>st</sup> Place N.E., Redmond, WA 98052, respectively, are the joint inventors of an invention entitled "**SYSTEM AND METHOD FOR TRANSFERRING DATA OVER A NETWORK**," as described and claimed in the specification forming part of an application for United States letters patent as filed on February 16, 2000, and assigned Serial No. 09/505,735;

WHEREAS, Microsoft Corporation (hereinafter referred to as ASSIGNEE), a corporation of the State of Washington having a place of business at One Microsoft Way, Redmond, WA 98052, is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefor in the United States and in any and all foreign countries;

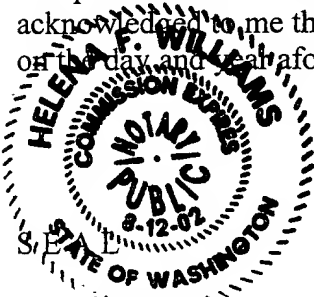
NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign and transfer unto said ASSIGNEE, the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns for their use and benefit and of their successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters patent on said invention, for litigation regarding said letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

EXECUTED this 5<sup>th</sup> day of May, 2000.

Brian Joseph Moore  
Brian Joseph Moore

STATE OF WASHINGTON :  
: SS  
COUNTY OF King :

Before me personally appeared Brian Joseph Moore, to me known to be the person described in, and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth, on the day and year aforesaid.



Helena F. Williams  
Notary Public

My Commission Expires: 8.12.02



## ASSIGNMENT

WHEREAS, we, Alessandro Muti and Darshatkumar A. Shah (hereinafter referred to as ASSIGNORS), having post office addresses of 13110 167<sup>th</sup> Avenue, NE, Redmond, WA 98052 and 14717 NE 40<sup>th</sup> Place, Apt. #S912, Bellevue, WA 98007, respectively, are the joint inventors of an invention entitled "**SYSTEM AND METHOD FOR TRANSFERRING DATA OVER A NETWORK**," as described and claimed in the specification forming part of an application for United States letter patent executed herewith.

WHEREAS, Microsoft Corporation (hereinafter referred to as ASSIGNEE), a corporation of the State of Washington having a place of business at One Microsoft Way, Redmond, WA 98052, is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefor in the United States and in any and all foreign countries;

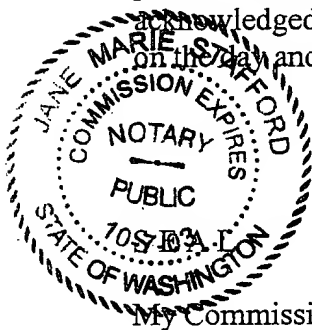
NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign and transfer unto said ASSIGNEE, the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns for their use and benefit and of their successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters patent on said invention, for litigation regarding said letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

EXECUTED this 15<sup>th</sup> day of February, 2000.

Alessandro Muti  
Alessandro Muti

STATE OF WASHINGTON :  
COUNTY OF King : SS

Before me personally appeared Alessandro Muti, to me known to be the person described in, and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth, on the day and year aforesaid.



Jane Marie Stafford  
Notary Public

My Commission Expires: 10-07-03

EXECUTED this 15<sup>th</sup> day of February, 2000.

Darshat

Darshatkumar A. Shah

STATE OF WASHINGTON :

: ss

COUNTY OF King :

Before me personally appeared Darshatkumar A. Shah, to me known to be the person described in, and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth, on the day and year aforesaid.



[Signature]  
Notary Public

My Commission Expires: 10-07-03